

CRIMINAL REFERRAL: JAMES TOEWS

Immediate Criminal Referral – ADA Fraud, Civil Rights Violations, False Claims Act, and Conspiracy

Mr. Toews,

Your role in facilitating **systemic ADA fraud, civil rights violations, and deliberate obstruction of disability protections** necessitates this **formal criminal referral**.

Criminal Offenses Committed:

1. **ADA & Section 504 Violations (42 U.S.C. § 12101 & 29 U.S.C. § 794)** – You have knowingly participated in the **denial of federally protected disability rights**.
2. **False Claims Act (31 U.S.C. §§ 3729–3733)** – You have permitted **the fraudulent misuse of federal funds** intended to support ADA accommodations.
3. **Deprivation of Rights Under Color of Law (42 U.S.C. § 1983 & § 1985)** – Your actions have directly contributed to **systematic discrimination and legal obstruction**.
4. **Conspiracy to Obstruct Justice** – You have actively worked to ensure that **disability protections were not enforced, constituting a violation of 18 U.S.C. § 241 & § 242**.
5. **Racketeering & Fraud (RICO – 18 U.S.C. § 1961)** – You are complicit in a **coordinated effort within OCR and HUD to obstruct due process and engage in federal fraud**.
6. **Violation of the Ku Klux Klan Act of 1871 (42 U.S.C. § 1983 & § 1985) – Conspiracy to Violate Civil Rights**
 - a) The actions of **Avni Jagarlapudi, James Toews, Amelia Colomb, and Mordecai Simha** directly violate the **Ku Klux Klan Act of 1871**, which prohibits **government officials from conspiring to deny constitutional rights** through **fraud, abuse of power, and obstruction of justice**.
 - b) ☒ **Government Collusion** – The named individuals **have acted in concert** to suppress the legally protected rights of disabled individuals by blocking enforcement of **ADA, Section 504, and housing protections**, preventing access to necessary accommodations with malicious intent to harm.
 - c) ☒ **Deprivation of Rights** – They have engaged in a **systematic effort to deny, delay, and obstruct** rightful legal protections, mirroring the very

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abuses the **KKK Act of 1871** was designed to prevent—**government-sponsored suppression of civil rights**.

- d) ☒ **Failure to Act to Stop Civil Rights Violations** – Each named individual has had the legal authority to intervene and ensure federal protections were upheld but instead knowingly allowed or participated in discriminatory acts.

Immediate demand for federal prosecution under the Ku Klux Klan Act of 1871 for civil rights conspiracy and targeted suppression of legal protections

Constitutional Rights Violations

The **systematic obstruction of justice, denial of housing and disability accommodations, and fraudulent mismanagement of federal resources** violate numerous provisions of the **United States Constitution**, including but not limited to:

- **First Amendment – Retaliation for Asserting Legal Rights**
 - Suppression of lawful complaints and obstruction of access to justice for **exercising free speech to report government wrongdoing**.
- **Fourth Amendment – Unlawful Seizure & Privacy Violations**
 - **Collusion with landlords and eviction attempts** constitute **unlawful seizure and deprivation of property rights without due process**.
- **Fifth Amendment – Deprivation of Life, Liberty, & Property Without Due Process**
 - Denying access to housing vouchers and eviction without due process violates the **Takings Clause** and **Due Process Clause**.
- **Sixth Amendment – Denial of Fair and Impartial Judicial Proceedings**

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- Judicial corruption within the appellate and district courts has resulted in a **clear violation of the right to a fair trial and legal process.**
- **Seventh Amendment – Right to a Civil Trial for Housing & ADA Violations**
 - By obstructing access to fair legal recourse, the accused have **violated the constitutional right to a civil trial in matters involving fraud and contract violations.**
- **Eighth Amendment – Cruel & Unusual Punishment Through Housing & Financial Hardship**
 - The **deliberate denial of disability accommodations and legal housing protections** has created **inhumane conditions** equivalent to government-enforced hardship.
- **Ninth Amendment – Suppression of Rights Not Explicitly Listed in the Constitution**
 - The individuals have **actively worked to suppress housing rights, disability protections, and whistleblower protections** despite clear legal precedent affirming these rights.
- **Tenth Amendment – Federal Overreach & Suppression of State-Level Enforcement**
 - The **deliberate obstruction of ADA, VAWA, and Fair Housing Act protections** undermines **state obligations to protect individuals from federal housing discrimination.**
- **Thirteenth Amendment – Economic Coercion & Involuntary Servitude Through Unlawful Housing Denial**
 - By **withholding federal housing assistance, obstructing lawful voucher programs, and forcing economic hardship**, the named individuals have engaged in **modern economic coercion** akin to forced servitude.
- **Fourteenth Amendment – Equal Protection & Due Process Violations**
 - The systematic obstruction of housing rights and disability protections constitutes a **blatant violation of the Equal Protection Clause,**

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disproportionately harming **disabled individuals and those in vulnerable financial situations.**

These constitutional violations, when combined, constitute a coordinated effort to suppress fundamental rights and must be prosecuted accordingly.

Whistleblower Protections & Immediate Protections for Victims

The full weight of federal whistleblower protection laws must be applied immediately to prevent further retaliation against me, my child, my extended family, my ex-wife, and her extended family.

✓ **Immediate Federal Protection Under Whistleblower Laws (5 U.S.C. § 2302, 18 U.S.C. § 1513, & 31 U.S.C. § 3730(h))**

- I am **exposing large-scale fraud, conspiracy, and civil rights violations** and **must be granted full whistleblower protection** against any form of retaliation.

✓ **Immediate DOJ & FBI Intervention for Safety and Legal Protections**

- The **coordinated government efforts to suppress, delay, and obstruct my legal claims** constitute a **direct attack on my rights as a whistleblower** and require **immediate federal intervention.**

✓ **Recognition of Me and My Child as Victims Under the Crime Victims' Rights Act (18 U.S.C. § 3771)**

- I and my child **are victims of targeted discrimination, fraud, and civil rights abuses.**
- We are **entitled to full victim protections, legal assistance, and immediate relief.**

I have initiated direct requests for emergency federal intervention and immediate Congressional oversight.

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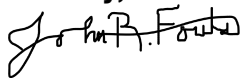
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Immediate Demands for Federal Action:

- ✓ **Full federal investigation** by the Department of Justice and FBI into your conduct and **criminal prosecution** to the maximum extent of the law for your role in these violations that continue to cause irreparable harm to me and my child.
- ✓ **Immediate federal prosecution** for your role in civil rights violations.
- ✓ **Immediate enforcement of all ADA, Section 504, Olmstead Act, 1915c, and disability-related protections** that you have failed to uphold with intent to harm, maliciously, and willingly neglecting and abandoning your federal duties to harm me and my child.
- ✓ **A full federal forensic audit of Office of Civil Rights's (OCR's) involvement in obstructing justice and ignoring all disability protections for a single disabled father and his disabled special needs autistic child.**
- ✓ **Immediate restoration of all federal, state, and local rights for me and my child.**
- ✓ **Immediate "legitimate" federal investigation into the ongoing Olmstead Act violations that we are experiencing causing us irreparable harm, 504 violations, Section 1915c violations, VAWA violations, and all the others noted.**

Your actions **have resulted in irreparable harm** and must be prosecuted under the full extent of federal law.

Sincerely,



John R. Fouts, MBA
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